

PUBLIC NOTICE

Notice to Water Users  
(Pursuant to Section 85-2-307, MCA)  
The following application has been submitted to appropriate water in the State of Montana.

THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION PROPOSES TO GRANT AN APPLICATION FOR BENEFICIAL WATER USE PERMIT. DESCRIBED BELOW ARE THE PERTINENT FACTS WHICH SUMMARIZE THE APPLICATION. THE PRELIMINARY DETERMINATION (PD) DOCUMENTING THE FINDINGS OF FACT AND CONCLUSIONS OF LAW AND ANY CONDITIONS ATTACHED TO THE WATER RIGHT ARE AVAILABLE ON THE INTERNET AT <http://www.dnrc.mt.gov/wrd/>.

**OBJECTION DEADLINE: JULY 3, 2021.** THE DEPARTMENT CAN ONLY ACCEPT OBJECTIONS FILED ON AN OBJECTION TO APPLICATION, FORM 611. MAIL THE COMPLETED FORM AND THE \$25.00 FILING FEE TO THE DNRC, PO BOX 201601, HELENA, MT 59620-1601 BY THE DEADLINE SPECIFIED. THE FORM IS AVAILABLE ON THE DEPARTMENT'S WEBSITE.

DIRECT ANY QUESTIONS PERTAINING TO THE APPLICATION, TO OBTAIN THE PD OR OBJECTION FORM TO THE WATER RESOURCES OFFICE AT 2273 BOOT HILL COURT, SUITE 110, BOZEMAN, MT 59715-7249, PHONE: 406-586-3136, FAX: 406-587-9726.

IF ISSUED, THE RIGHT WILL BE SUBJECT TO PRIOR EXISTING WATER RIGHTS.

Application Number:	41H 30116359						
Owners:	LAZY J UTILITY ASSN % KNAUB AND COMPANY PC PO BOX 161030 BIG SKY, MT 59716 1030						
Priority Date:	JANUARY 17, 2019 at 04:30 P.M.						
Purpose (Use):	MUNICIPAL						
Maximum Flow Rate:	0.00 GPM						
Maximum Volume:	59.05 AC-FT						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and Means of Diversion:							
<u>ID</u>		<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWNWSE	5	7S	4E	GALLATIN
Period of Diversion:	JANUARY 1 TO DECEMBER 31						
Diversion Means:	WELL						
2			SWNWSE	5	7S	4E	GALLATIN
Period of Diversion:	JANUARY 1 TO DECEMBER 31						
Diversion Means:	WELL						
3			SWNWSE	5	7S	4E	GALLATIN
Period of Diversion:	JANUARY 1 TO DECEMBER 31						
Diversion Means:	WELL						
Purpose (Use):	MUNICIPAL		Purpose Clarification:		MULTIPLE DOMESTIC/COMMERCIAL		
Volume:	59.05 AC-FT						
Period of Use:	JANUARY 1 to DECEMBER 31						
Place of Use:							
<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				5	7S	4E	GALLATIN
THE PLACE OF USE IS IN TRACT 2 OF CERTIFICATE OF SURVEY 2540, GALLATIN COUNTY, MONTANA.							

Remarks:

**ASSOCIATED RIGHT**

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED. THEY ARE PART OF THE LAZY J UTILITY ASSN MANIFOLD SYSTEM WHICH SUPPLIES MUNICIPAL WATER UP TO 182 GPM AND UP TO 135.05 AF. 41H 30025398 41H 30116359

**IMPORTANT INFORMATION**

THE APPROPRIATOR SHALL INSTALL OR CAUSE TO BE INSTALLED METERS APPROVED BY THE DEPARTMENT TO RECORD THE FLOW RATES AND VOLUMETRIC AMOUNTS OF ALL WATER DIVERTED FROM GROUND WATER AT EACH WELL. WATER MUST NOT BE DIVERTED UNTIL THE REQUIRED MEASURING DEVICES ARE IN PLACE AND OPERATING. ON A FORM PROVIDED BY THE DEPARTMENT, THE APPROPRIATOR SHALL KEEP A MONTHLY WRITTEN RECORD OF THE FLOW RATE AND VOLUME OF ALL WATER DIVERTED, INCLUDING THE PERIOD OF TIME. RECORDS SHALL BE SUBMITTED TO THE REGIONAL OFFICE BY JANUARY 31 OF EACH YEAR AND UPON REQUEST AT OTHER TIMES DURING THE YEAR. FAILURE TO SUBMIT REPORTS MAY BE CAUSE FOR REVOCATION OF A PERMIT OR CHANGE. THE APPROPRIATOR SHALL MAINTAIN THE MEASURING DEVICE SO IT ALWAYS OPERATES PROPERLY AND MEASURES FLOW RATE AND VOLUME ACCURATELY.

**IMPORTANT INFORMATION**

A FLOWMETER WITH TRANSMITTER SHALL BE INSTALLED IN THE PUMP HOUSE TO RECORD FLOW RATES AND TOTALIZE FLOW VOLUMES FROM THE WELL.

**IMPORTANT INFORMATION**

DIVERSION ID 2 AND 3 ARE REDUNDANT WELLS. ONLY 1 OF THE 3 WELLS MAY BE USED AT ONE TIME.

**IMPORTANT INFORMATION**

USE OF WATER UNDER THIS PERMIT IS CONDITIONED UPON MITIGATION BEING PROVIDED UNDER CHANGE AUTHORIZATION 41H 30102910. DIVERSION UNDER THIS PERMIT MAY NOT COMMENCE UNTIL THE PERMITTEE RECEIVES APPROVAL TO INCLUDE THIS PERMIT AS BEING MITIGATED UNDER CHANGE AUTHORIZATION 41H 30102910. DIVERSION UNDER THIS PERMIT MAY NOT COMMENCE IF MITIGATION WATER AS HEREIN REQUIRED IS NOT OBTAINED. DIVERSION UNDER THIS APPLICATION, EXCEPT FOR EMERGENCY USE, MUST STOP IF MITIGATION AS HEREIN REQUIRED IN AMOUNT, LOCATION AND DURATION CEASES.

**IMPORTANT INFORMATION**

THIS PERMIT IS SUPPLEMENTAL TO PROVISIONAL PERMIT 41H 30025398 FOR WATER USE ON TRACT 2 OF COS 2540. THE APPLICANT PROVIDED A PLAN OF DEVELOPMENT FOR TRACT 2 OF COS 2540 WHICH DIFFERS FROM THE PLAN SUBMITTED FOR PROVISIONAL PERMIT 41H 30025398. THE APPLICANT IS RELYING ON THE NEW PLAN OF DEVELOPMENT IDENTIFIED IN THE APPLICATION MATERIALS OF THIS PERMIT TO PROVE THE ADVERSE EFFECT CRITERIA. IF IRRIGATION UNDER PROVISIONAL PERMIT 41H 30025398 EXCEEDS A DIVERTED AND CONSUMED VOLUME OF 9.96 AF FOR TRACT 2 OF COS 2540, AND THE TOTAL CONSUMPTIVE USE OF TRACT 2 EXCEEDS 13.62 AF, THE DEPARTMENT SHALL PURSUE REVOCATION OF THIS PERMIT (41H 30116359) UNDER 85-2-314.

**PUBLISHED IN:** BOZEMAN DAILY CHRONICLE ON MAY 5, 2021.